



5-4-04

3739

PTO/SB/21 (02-04)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/015,862
Filing Date	December 12, 2001
First Named Inventor	Michael D. Hooven
Art Unit	3739
Examiner Name	Rosiland S. Kearney
Attorney Docket Number	0320-0018 (HOOV 118)

ENCLOSURES (Check all that apply)

- | | | |
|--|---|--|
| <input type="checkbox"/> Fee Transmittal Form | <input checked="" type="checkbox"/> Drawing(s) 51 Sheets | <input type="checkbox"/> After Allowance communication to Group |
| <input type="checkbox"/> Fee Attached | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input type="checkbox"/> Amendment/Reply | <input type="checkbox"/> Petition | <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Power of Attorney, Revocation | <input type="checkbox"/> Status Letter |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Change of Correspondence Address | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Terminal Disclaimer | - Transmittal of Formal Drawings |
| <input type="checkbox"/> Information Disclosure Statement | <input type="checkbox"/> Request for Refund | - Certificate of Mailing |
| <input type="checkbox"/> Certified Copy of Priority Document(s) | <input type="checkbox"/> CD, Number of CD(s) _____ | - Return Receipt Postal Card |
| <input type="checkbox"/> Response to Missing Parts/Incomplete Application | Remarks | |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Gary W. McFarron
Signature	<i>Gary W. McFarron</i>
Date	May 2, 2004

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Francisca M.A. Hubbard
Signature	<i>Francisca M.A. Hubbard</i>
Date	May 3, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PATENT
Attorney Docket No. 0320-0018 (HOOV 118)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Michael D. Hooven, et al.

Serial No.: 10/015,862

Filed: December 12, 2001

Examiner: Rosiland S. Kearney

Art Unit: 3739

For: TRANSMURAL ABLATION DEVICE
WITH SPRING LOADED JAWS

CERTIFICATE OF MAILING
BY "EXPRESS MAIL"

"Express Mail" Mailing Label No.: EV322849097US

Date of Deposit May 3, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office Box Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450

NAME Francisca M.A. Hubbard

SIGNATURE Francisca M.A. Hubbard

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Certificate of Mailing Under 37 CFR 1.10

I hereby certify that the correspondence listed below is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service, **Label No. EV322849097US** under 37 CFR 1.10 on May 3, **2004** and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450:

1. Transmittal Cover PTO/SB/21 (1 sheet);
2. Transmittal of Formal Drawings (2 sheets);
3. Formal Drawings (51 sheets);
4. Certificate of Mailing (1 sheet); and
5. Return-Receipt Postcard.

Name: Francisca M.A. Hubbard

Signature: Francisca M.A. Hubbard



PATENT
Attorney Docket No. 0320-0018 (HOOV 118)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Michael D. Hooven, et al.

Serial No.: 10/015,862

Filed: December 12, 2001

Examiner: Rosiland S. Rollins

Art Unit: 3739

For: TRANSMURAL ABLATION DEVICE
WITH SPRING LOADED JAWS

**CERTIFICATE OF MAILING
BY "EXPRESS MAIL"**

"Express Mail" Mailing Label No.: EV322849097US

Date of Deposit May 3, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office Box Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450

NAME Francisca M.A. Hubbard

SIGNATURE Francisca M.A. Hubbard

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL OF FORMAL DRAWINGS

In response to the Notice of Draftsperson's Patent Drawing Review of June 30, 2003, applicants hereby submits fifty-one (51) sheets of formal drawings.

Figs. 66-101 have been corrected in that they are now of uniform size and the lines, letters and numbers are uniformly thick, well defined, clean, durable and black. Accordingly, applicants respectfully submit that these figures fully comply with the Patent Office requirements and no further correction is required.

Additionally, it is respectfully submitted that Figs. 55 and 58E are acceptable in their present form. In each figure, the

plane on which the sectional view is taken is indicated on the view from which the section is cut by a broken line and the ends of the broken line are designated by a letter and contain arrows to indicate the direction of site. There is no indefiniteness or lack of clarity in the drawings. Furthermore, paragraph 47 of the specification clearly indicates that Figure 55 is a cross-sectional view of an obturator tip electrode for use in the device of Figure 52 and paragraph 155 clearly indicates that Figure 58F shows section B-B of Figure 58E. The cross-sectional numbering is a preference ("should") and not a requirement ("must") of the regulations. A review of our files indicates that no similar objection was made in the application of an issued U.S. Patent containing the same figures.

Accordingly, entry of these corrected drawing sheets are respectfully submitted.

Respectfully submitted,

Date:

May 2, 2004

By:

Gary W. McFarron

Gary W. McFarron, Esq.
Registration No. 27,357
Cook, Alex, McFarron, Manzo,
Cummings & Mehler, Ltd.
200 West Adams St., Suite 2850
Chicago, IL 60606
Telephone: (312)236-8500

Attorneys for Applicants